



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**  
**CHODOSH, *et al.***

**Application No.:** 10/032,256

**Group Art Unit:** 1642

**Filed:** 12/21/2001

**Examiner:** Brandon J. Fetterolf, Ph.D.

**Title:** Hormonally Up-Regulated, Neu-Tumor-Associated Kinase

Mail Stop: Amendment  
Assistant Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL**

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Date of Deposit: **October 13, 2004**

Signature:

Debra A. Coccia

**RESPONSE TO OFFICE ACTION/CLAIMS RESTRICTION**  
**ELECTION OF CLAIMS**

Sir:

This response/election of claims is in response to the Restriction Requirement mailed on July 15, 2004 is timely filed with the two (2) month request for extension of time. Applicants' respectfully make an election without traverse to first prosecute:


Group II, identified by Claims 3-4, 39-40, 42-44 and 46, drawn to an isolated nucleotide comprising the nucleotide sequence set for in SEQ ID NO: 1, classified in class 536, subclass 23.1.

Applicant reserves the right to prosecute the remaining claims and claim groupings in subsequent Divisional applications without prejudice by the present election.

The required filing fee for the two (2) month extension of time is included with this response. In the event any fees are required in connection with this paper, please charge Deposit Account No.: 50-0979.

Applicants' undersigned attorney may be reached by telephone at (215) 575-7034. All correspondence should be directed to the below-listed address.

Respectfully submitted,

  
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Date: **October 13, 2004**  
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